31 CFR Ch. V (7-1-04 Edition)

Pt. 539

HTS Num- ber	Commodity	
1006.30	Comi milled as whells milled Dies whether	539.3
1006.30	Semi-milled or wholly milled Rice, whether or not polished or glazed	539.3
1006 40	Broken Rice	539.3
1006.40	Rice Flour	539.3
1102.30		5
1103.14 1002.00	Rice Groats, Meal and Pellets	539.3
1002.00	Rye	539.3
	Barley	
1004.00 1007.00	Oats Crain Sarahum	(
	Grain Sorghum	I
1005.00	Corn (Maize)	539.3
0713.31	Dried Beans including Vigna mungo (L.),	539.3
0740.00	Hepper, and Vigna radiata (L.) Wilczek	1
0713.32	Small red (adzuki) beans	539.3
0713.33	Kidney beans, including white pea beans	539.3
0713.39	Beans, other	539.3
0713.50	Broad beans and horse beans	539.3
0713.10	Dried Peas (Pisum sativum)	539.3
0713.20	Chickpeas (garbanzos)	339.3
0713.40	Lentils	
0713.90	Dried leguminous vegetables, shelled, not elsewhere specified	
1201.00	Soybeans, whether or not broken	539.4
2304.00	Soybean cake, meal and pellets	539.4
1507.10	Soybean oil, crude	539.4
1507.90	Soybean oil, other	1
1514.10	Rapeseed, colza and mustard oil, crude	539.4
1514.90	Rapeseed, colza and mustard oil, other	333.4
1515.21	Corn (Maize) oil, crude	500 4
1515.29	Corn (Maize) oil, other	539.4
1512.21	Cottonseed oil, crude	f
1512.29	Cottonseed oil, other	539.4
1517.90	Cottonseed oil, hydrogenated	ŀ
1508.10	Peanut (ground-nut) oil, crude	
1508.90	Peanut (ground-nut) oil, other	Su
1515.50	Sesame oil	
1512.11	Sunflower-seed oil, crude	
1512.19	Sunflower-seed oil, other	539.5
1212.91	Sugar Beets, fresh, chilled, frozen or dried	559.5
1212.92	Sugar Cane, fresh, chilled, frozen or dried	(
1701.11	Cane Sugar, raw, solid form	539.5
1701.12	Beet Sugar, raw, solid form	539.5
1701.91	Cane or Beet Sugar, solid form, containing added coloring or flavoring	539.5 I
1701.99	Cane or Beet Sugar, other, not elsewhere specified	,

[65 FR 41789, Aug. 2, 1999]

PART 539—WEAPONS OF MASS DE-STRUCTION TRADE CONTROL REGULATIONS

Subpart A—Relation of This Part to Other Laws and Regulations

Sec.

539.101 Relation of this part to other laws and regulations.

Subpart B—Prohibitions

539.201 Prohibited importation of goods, technology, or services.

539.202 Prohibition on import-related transactions.

539.203 Evasions; attempts; conspiracies.

539.204 Exempt transactions.

Subpart C—General Definitions

539.301	Designated foreign person.
539 302	Effective date

539.303 Entity.

539.304 Entity owned or controlled by a person listed in appendix I to this part.

539.305 General license.

539.306 Goods, technology, or services produced or provided by a designated foreign person.

539.307 Importation into the United States. 539.308 Information or informational materials.

539.309 License.

539.310 Person.

339.311 Specific license.

539.312 United States.

539.313 United States person; U.S. person.

Subpart D—Interpretations

539.401 Reference to amended sections.

539.402 Effect of amendment.

539.403 Transactions incidental to a licensed transaction.

539.404 Transshipments through the United States prohibited.

539.405 Importation of goods or technology from third countries.

539.406 Importation into and release from a bonded warehouse or foreign trade zone.

Subpart E—Licenses, Authorizations and Statements of Licensing Policy

539.501 General and specific licensing procedures.

539.502 Effect of license.

539.503 Exclusion from licenses.

39.504 Departments and agencies of the United States Government.

Subpart F—Reports

539.601 Records and reports.

Subpart G—Penalties

539.701 Penalties.

539.702 Prepenalty notice.

539.703 Response to prepenalty notice; informal settlement.

539.704 Penalty imposition or withdrawal.

539.705 Administrative collection; referral to United States Department of Justice.

Subpart H—Procedures

539.801 Procedures.

539.802 Delegation by the Secretary of the Treasury.

Subpart I—Paperwork Reduction Act

539.901 Paperwork Reduction Act notice.

APPENDIX I TO PART 539—DESIGNATED FOREIGN PERSONS

AUTHORITY: 3 U.S.C. 301; 22 U.S.C. 2751-2799aa-2; 31 U.S.C. 321(b); 50 U.S.C. 1601-1651, 1701-1706; E.O. 12938, 59 FR 59099, 3 CFR, 1994 Comp., p. 950; E.O. 13094, 63 FR 40803, 3 CFR, 1998 Comp., p. 200.

Source: 64 FR 8716, Feb. 23, 1999, unless otherwise noted.

Subpart A— Relation of This Part to Other Laws and Regulations

§539.101 Relation of this part to other laws and regulations.

(a) This part is separate from, and independent of, the other parts of this chapter, with the exception of part 501 of this chapter, the provisions of which apply to this part. Actions taken pursuant to part 501 of this chapter with respect to the prohibitions contained in this part are considered actions taken pursuant to this part. Differing foreign policy and national security contexts may result in differing interpretations of similar language among the parts of this chapter. No license or authorization contained in or issued pursuant to those other parts authorizes any transaction prohibited by this part. No license or authorization contained in or issued pursuant to any other provision of law or regulation authorizes any transaction prohibited by

(b) No license contained in or issued pursuant to this part relieves the involved parties from complying with any other applicable laws or regulations.

Subpart B—Prohibitions

§ 539.201 Prohibited importation of goods, technology, or services.

Except as otherwise authorized, the importation into the United States, on or after the effective date, directly or indirectly, of any goods, technology, or services produced or provided by a designated foreign person, other than information or informational materials, is prohibited.

§539.202 Prohibition on import-related transactions.

Except as otherwise authorized, no United States person may finance, act as broker for, transfer, transport, or otherwise participate in the importa-

tion into the United States on or after the effective date of any goods, technology, or services produced or provided by a designated foreign person, other than information or informational materials.

§ 539.203 Evasions; attempts; conspiracies.

Any transaction by any United States person or within the United States on or after the effective date that evades or avoids, has the purpose of evading or avoiding, or attempts to violate any of the prohibitions set forth in this part is prohibited. Any conspiracy formed for the purpose of engaging in a transaction prohibited by this part is prohibited.

§539.204 Exempt transactions.

(a) *Personal communications*. The prohibitions contained in this part do not apply to any postal, telegraphic, telephonic, or other personal communication, which does not involve the transfer of anything of value.

(b) Information or informational materials. (1) The prohibitions contained in this part do not apply to the importation from any country, or to the exportation to any country, whether commercial or otherwise, regardless of format or medium of transmission, of any information or informational materials as defined in §539.308, or any transaction directly incident to such importation or exportation.

(2) Paragraph (b)(1) of this section does not exempt from regulation or authorize transactions related to information or informational materials not fully created and in existence at the date of the transaction, or to the substantive or artistic alteration or enhancement of information or informational materials, or to the provision of marketing and business consulting services. Examples of prohibited transactions include, but are not limited to, payment of advances for information or informational materials not yet created and completed (with the exception of prepaid subscriptions for mass-market magazines and other periodical publications that are widely-circulated); importation into the United States of services to market, produce or co-produce, create, or assist in the